

(Underlined sections are new or replacements; [bracketed] sections are deleted.)

BEFORE THE BOARD OF COMMISSIONERS

FOR THE COUNTY OF MULTNOMAH

ORDINANCE NO. 577

An Ordinance establishing procedure and standards for transferring tax foreclosed property to governmental bodies, for transferring administrative responsibility for the ordinance to the Department of Environmental Services, Facilities Management Division, and amending Multnomah County Ordinance No. 560.

Multnomah County ordains as follows:

Section 1. Policy and Purpose.

In addition to those procedures and standards adopted by the Board in the original Ordinance No. 560, the Board wishes to establish procedures and standards for transferring tax foreclosed properties to other governmental units within the County for a public purpose and assuring that the public purpose is served. Further, the Board reassigns the administrative responsibility for the Ordinance to the Department of Environmental Services, Facilities Management Division.

Section 2. Amendment.

Ordinance No. 560 is amended to read as follows:

Section 3 - Implementation

- A. The [Sheriff] Department of Environmental Services, Facilities Management Division shall be responsible for the inventory, management and sale of all tax foreclosed property.
- B. Upon receipt of tax foreclosed properties, the [Sheriff] Department of Environmental Service, Facilities Management Division shall send a notice by certified mail to former record owners or contract purchasers of tax foreclosed property following completion of the [Sheriff's] Department's evaluation of each parcel, which notice shall advise the recipient that:
 1. Within ninety (90) days from date of the notice, the recipient may
 - a. Pay the repurchase price in cash to the County, or
 - b. Repurchase the property on contract if the standards of this ordinance are satisfied. The standards for

repurchase on contract shall be stated in the notice.

2. Failure to either repurchase in cash or to qualify to repurchase by contract within the time provided shall result in the property being disposed of in accordance with the law.

- C. Upon receiving a request to repurchase by contract, the [Sheriff] Department shall process the application to assure that all standards are satisfied. If the standards are satisfied, the [Sheriff] Department shall prepare the documents associated with said repurchase agreement.
- D. Should the [Sheriff] Department deny a former record owner or contract purchaser an opportunity to repurchase on contract, the [Sheriff] Department shall advise of the reason therefore in writing, and further that the decision of the [Sheriff] Department may be appealed to the Board of County Commissioners.
- E. Within ten (10) days of the date of the denial, the applicant may either purchase the property for cash or appeal the denial to the Board of County Commissioners.
- F. The appeal provided for in Paragraph E shall be in writing, recite the facts forming the basis for appeal and reflect the reasons the petitioner believes the Board should reverse the [Sheriff's] Department's decision.
- G. After the filing of an appeal, the Board shall schedule a hearing therein and shall rule on the appeal. The petitioner may waive a hearing and request a decision based solely on the petition filed with the Board.
- H. The [Sheriff] Department shall provide the Board a copy of [his] its reasons for denial prior to the appeal hearing and the Board shall decide whether the standards in Section 2 of this ordinance have been satisfied by the owner.

Section 4 - REPORT TO BOARD OF EXCEPTIONAL CASES

The [Sheriff] Department shall report to the Board upon determining that property acquired by the County through foreclosure is occupied by any person without economic or other resources to acquire alternative housing. After submitting the report, the [Sheriff] Department shall suspend efforts to sell the property pending further direction from the Board.

Section 5 - TRANSFER OF PROPERTY TO GOVERNMENTAL UNIT

- A. When tax foreclosed property is deeded to the County,

the Department, in addition to duties prescribed hereinabove, shall compile a list of said properties and give notice to governmental units in Multnomah County inviting them to advise Multnomah County within ninety (90) days of any tax foreclosed property which is identified by the governmental unit as needed for a public purpose.

- B. At the conclusion of the 90 day period, the Department shall assemble those notices submitted timely and notify the Board of Commissioners of their receipt. The Clerk of the Board shall publish notice in a newspaper of general circulation in the County for two successive weeks that the County intends to transfer particular property to a governmental unit. The notice shall specify when the Board of Commissioners will hear objections to the transfer and shall describe the property to be transferred.
- C. Upon conclusion of the hearing provided above, the Board may order approval of the transfer of the property. Any such order shall include an express provision that should the property cease to be used for a public purpose, title shall revert to the County.

Section 3. Adoption

This Ordinance, being necessary for the health, safety and general welfare of the people of Multnomah County, shall take effect on the thirtieth (30th) day after its adoption, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this 9th day of June, 1988, being the date of its second reading before the Board of County Commissioners of Multnomah County.

(SEAL)

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By Gladys McCoy
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Multnomah County Chair

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